IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

AND
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No. 16022 of 2004

Between:

1.Gopal, S/o. Walji Patel, R/o.Nagaram,

Keesara Mandal, R.R.Dist.,

2.Harilal, S/o. Walji Patel, R/o.Moulali,

Hyderabad. ... PETITIONERS

AND

1.The Special Deputy Collector, R.D.O.,
R.R.District, Hyderabad.
2.The Mandal Revenue Officer, Kesara Mandal,

R.R. District. ...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue any order or writ more particularly one in the nature of writ of Mandamus directing the respondents not to interfere with the land covered by Sy.No.311, Nagaram Village, Kesara Mandal, R.R.District and also not to interfere with any land covered by plots other than 134, 136 and 137 in R.S.No.310 while declaring the action of the respondents in interfering with petitioners' possession in respect of land in Sy.No.311 is contrary to law and also to the orders passed in L.G.C.No.252/95 confirmed in W.P.No.32041/98 is highly arbitrary, capricious, illegal and without

jurisdiction.

Counsel for the Petitioner : Mr.SUBRAHMANYAM KURELLA

Counsel for the Respondents : G.P. FOR REVENUE

The Court made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

Even as per the averments made in the petition, there is an order of the Special Court operating against the petitioners with respect to the land in part of Sy.No.310, and even Form-V issued as per Rule 15(2) of the A.P. Land Grabbing (Prohibition) Rules, 1988 mentions that possession of property in Sy.No.310 has to be taken from the petitioners. There is nothing on record to show that respondents are interfering with possession of the petitioners in Sy.No.311.

The petitioners can only approach the Court, in case, in the garb of the order of the Special Court, their possession in respect of the land in Sy.No.311 is disturbed by the respondents.

Writ petition, therefore, is dismissed. No costs.

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(DEVINDER GUPTA, C.J.)

14th September 2004.

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(C.V.RAMULU, J.)

ARS

To

1.The Special Deputy Collector, R.D.O.,
R.R.District, Hyderabad.
2.The Mandal Revenue Officer, Kesara Mandal,

R.R. District.

3.Two C.Cs to Govt. Pleader for Revenue, High Court Bldgs., Hyderabad (OUT).

4.Two C.D. copies.